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## Notice of Intent to Adopt a Rule

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### TITLE 50 DEPARTMENT OF LOCAL GOVERNMENT FINANCE

*NOTE: Under IC 6-1.1-31-1, the name of the State Board of Tax Commissioners is changed to Department of Local Government Finance, effective January 1, 2002.*

LSA Document #02-81

Under IC 4-22-2-23, the Department of Local Government Finance intends to adopt a rule concerning the following:

**OVERVIEW:** Under the authority of IC 6-1.1-8.7-9, as enacted by P.L.198-2001, the Department of Local Government Finance intends to adopt rules to provide just valuations of industrial facilities. This rule will also establish the uniform procedures necessary to review and assess the real property of an industrial facility as defined by the chapter. The Department of Local Government Finance invites written submissions expressing your views on these matters. Questions or comments may be directed to Beth Henkel, General Counsel, Department of Local Government Finance, at 100 North Senate Avenue, Room 1058, Indianapolis, Indiana 46204 or bhenkel@tcb.state.in.us. Telephone number: 317-233-4361. Statutory authority: IC 6-1.1-8.7-9; IC 6-1.1-31-1.

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### TITLE 50 DEPARTMENT OF LOCAL GOVERNMENT FINANCE

*NOTE: Under IC 6-1.1-31-1, the name of the State Board of Tax Commissioners is changed to Department of Local Government Finance, effective January 1, 2002.*

LSA Document #02-82

Under IC 4-22-2-23, the Department of Local Government Finance intends to adopt a rule concerning the following:

**OVERVIEW:** Adds 50 IAC 18, concerning standards for determining exemptions and whether tangible property used by an exempt organization in a trade or business is substantially related to the exercise or performance of the organization's exempt purpose. IC 6-1.1-10-36.5, effective January 1, 2002, states that the Department of Local Government Finance shall adopt rules under IC 4-22-2 to carry out that section. This rule will provide instructions to local assessing officials that will enable them to decide whether property is exempt from property tax. In addition, the rule will address requirements for the report of exempt property in taxing districts pursuant to SECTION 114 of P.L. 198-2001. SECTION 114 requires the Department to publish a report, before November 1, 2004, listing the assessed value of all exempt property in each taxing district in the state listed in the tax duplicate prepared under IC 6-1.1-22-3 for March 1, 2004. The rule will provide uniform methods for assessing officials to report data concerning exempt property in

the tax duplicate in order that the required report will provide meaningful information. The Department of Local Government Finance invites written submissions expressing your views on these matters. Questions or comments may be directed to Beth H. Henkel, General Counsel, Department of Local Government Finance, at 100 North Senate Avenue, Room 1058, Indianapolis, Indiana 46204 or bhenkel@tcb.state.in.us. Telephone number: 317-233-4361. Statutory authority: IC 6-1.1-10-36.5; P.L. 198-2001, SECTION 114; IC 6-1.1-31-1.

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### TITLE 50 DEPARTMENT OF LOCAL GOVERNMENT FINANCE

*NOTE: Under IC 6-1.1-31-1, the name of the State Board of Tax Commissioners is changed to Department of Local Government Finance, effective January 1, 2002.*

LSA Document #02-83

Under IC 4-22-2-23, the Department of Local Government Finance intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 50 IAC 12, concerning standards for computer systems used in Indiana counties for the administration of the property tax assessment process. IC 6-1.1-31.5-2 provides for the Department of Local Government Finance to adopt rules to prescribe computer specification standards and for the certification of computer operating systems; computer software, software providers, computer service providers, and computer equipment providers. The Department's amended rule will provide for prompt updating of assessment data and standards for the administration of information contained in the sales disclosure forms. The amended rule will also provide requirements for compiling and reporting information necessary to carry out the administration of the property tax assessment laws. The Department of Local Government Finance invites written submissions expressing your views on these matters. Questions or comments may be directed to Beth H. Henkel, General Counsel, Department of Local Government Finance, at 100 North Senate Avenue, Room 1058, Indianapolis, Indiana 46204 or bhenkel@tcb.state.in.us. Telephone number: 317-233-4361. Statutory authority: IC 6-1.1-31.5-2; IC 6-1.1-31-1.

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### TITLE 312 NATURAL RESOURCES COMMISSION

LSA Document #02-68

Under IC 4-22-2-23, the Natural Resources Commission intends to adopt a rule concerning the following:

**OVERVIEW:** Amends the provisions within 312 IAC 9-10-6 that govern scientific collector licenses by adding scientific

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collector qualifications and requiring additional information on reports of collection. Amends 312 IAC 9-2-13 to allow scientific collectors to administer drugs and vaccines to animals held under a scientific collector's license. Questions concerning the proposed rule amendments may be directed to the following telephone number: (317) 232-0156 or e-mail: jkane@dnr.state.in.us/. Statutory authority: IC 14-10-2-4; IC 14-22.

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### TITLE 312 NATURAL RESOURCES COMMISSION

LSA Document #02-69

Under IC 4-22-2-23, the Natural Resources Commission intends to adopt a rule concerning the following:

**OVERVIEW:** Would amend 312 IAC 2-4 that governs the regulation of watercraft engaged in organized activities and tournaments on designated public waters. The amendments would establish fishing tournament licensing requirements on Lake Wawasee and Syracuse Lake in Kosciusko County. The amendments would be expected to apply to a DNR tournament drawing held in the fall of 2002 with implementation beginning for tournaments that take place in 2003. Effective 30 days after filing with the secretary of state. Questions concerning the proposed rule amendments may be directed to Maj. Samuel Purvis, State Boating Law Administrator, at the following telephone number: (317) 232-4010 or e-mail address: spurvis@dnr.state.in.us/. Statutory authority: IC 14-15-7-3; IC 14-10-2-4.

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### TITLE 312 NATURAL RESOURCES COMMISSION

LSA Document #02-73

Under IC 4-22-2-23, the Natural Resources Commission intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 312 IAC 16 that governs the drilling, production, and reclamation of wells for oil and gas purposes to address several subjects. Modifications would be made to definitions, bonding, enforcement, standards for determining operator compliance history, evidencing patterns of violations, identifying responsible officers, permitting, and other matters concerning fee exemption, calculation, and collection. Included would be amendments to help implement statutory authorities embodied in House Enrolled Act 1227 of the 112th Indiana General Assembly. Questions or comments concerning the proposed amendments may be directed to the following telephone number: (317) 233-3322 or e-mail: slucas@dnr.state.in.us/. Statutory authority: IC 14-37-3.

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### TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES

LSA Document #02-87

Under IC 4-22-2-23, the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 405 IAC 2-8 to specify that the definition of "estate" for Medicaid estate recovery purposes includes certain assets that are not within the decedent's probate estate. Statutory authority: IC 12-8-6-5; IC 12-15-1-10; IC 12-15-9-0.5.

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### TITLE 407 OFFICE OF THE CHILDREN'S HEALTH INSURANCE PROGRAM

LSA Document #02-85

Under IC 4-22-2-23, the Office of the Children's Health Insurance Program intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 407 IAC 2-2-5 to remove 12 months of consecutive eligibility in order to conform with state law. Amends 407 IAC 2-3 to revise premium payment schedule to remove annual and quarterly payment options. Statutory authority: IC 12-17.6-2-11.

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### TITLE 410 INDIANA STATE DEPARTMENT OF HEALTH

LSA Document #02-89

Under IC 4-22-2-23, the Indiana State Department of Health intends to adopt a rule concerning the following:

**OVERVIEW:** Update definitions and amend 410 IAC 16.2-5 to update health and sanitation standards, qualifications of applicants for licensure, requirements for operation, maintenance, and management, and other requirements for the operation of residential care facilities. Written comments may be submitted to the Indiana State Department of Health, Attention: Office of Legal Affairs, 2 North Meridian Street, Indianapolis, Indiana 46204. Statutory authority: IC 16-28-1-7; IC 16-28-1-12.

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### TITLE 460 DIVISION OF DISABILITY, AGING, AND REHABILITATIVE SERVICES

LSA Document #02-76

Under IC 4-22-2-23, the Division of Disability, Aging, and Rehabilitative Services intends to adopt a rule concerning the following:

**OVERVIEW:** Adds 460 IAC 1-3.3 to provide new procedures and criteria for reimbursement of providers of the residential care assistance program in Indiana. This rule will replace the prior reimbursement rule found at 460 IAC 1-3. It will become effective 30 days after filing with the secretary of state. Statutory authority: IC 12-8-8-4; IC 12-9-2-3; IC 12-10-6-3.

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### TITLE 470 DIVISION OF FAMILY AND CHILDREN

LSA Document #02-74

Under IC 4-22-2-23, the Division of Family and Children intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 470 IAC 3.1-12-2 to include fees received pursuant to the cost participation legislation (IC 12-17-15-17) as a funding source for assistance to children eligible for early intervention services. Adds 470 IAC 3.1-12-7 to adopt cost participation procedures. This rule originally established a comprehensive system of early intervention services for eligible infants and toddlers with disabilities and their families. Statutory authority: IC 12-8-8-4; IC 12-13-2-3; IC 12-13-5-3; IC 12-17-15-17.

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### TITLE 511 INDIANA STATE BOARD OF EDUCATION

LSA Document #02-67

Under IC 4-22-2-23, the Indiana State Board of Education intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 511 IAC 5-1 to conform to passing standards set by the General Educational Development Testing Service of the American Council on Education for the 2002 Series GED tests. Statutory authority: IC 20-10.1-12.1-3.

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### TITLE 515 PROFESSIONAL STANDARDS BOARD

LSA Document #02-75

Under IC 4-22-2-23, the Professional Standards Board intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 515 IAC 1-4-2 to specify licensing test scores for new or revised licensing tests and for school administrators. Public comments are invited and may be directed to Marie Theobald, Executive Director, Indiana Professional Standards Board, 101 West Ohio Street, Indianapolis, Indiana 46204. Statutory authority: IC 20-1-1.4-7.

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### TITLE 515 PROFESSIONAL STANDARDS BOARD

LSA Document #02-80

Under IC 4-22-2-23, the Professional Standards Board intends to adopt a rule concerning the following:

**OVERVIEW:** Adds 515 IAC 5 to establish the process whereby a person obtains a substitute teacher's permit and the process whereby a school district employs a substitute teacher. Public comments are invited and may be directed to Marie Theobald, Executive Director, Indiana Professional Standards Board, 101 West Ohio Street, Indianapolis, Indiana 46204. Statutory authority: IC 20-1-1.4-7.

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### TITLE 675 FIRE PREVENTION AND BUILDING SAFETY COMMISSION

LSA Document #02-90

Under IC 4-22-2-23, the Fire Prevention and Building Safety Commission intends to adopt a rule concerning the following:

**OVERVIEW:** The rule will amend existing sections and add new sections of the general administrative rules (675 IAC 12) and the safety codes for elevators, escalators, manlifts, and hoists (675 IAC 21) to do the following:

- (1) Establish fees for the following:
  - (A) Permitting and inspection of regulated lifting devices under IC 22-15-5.
  - (B) Permitting and inspection of regulated boiler and pressure vessels under IC 22-15-6.
  - (C) Licensing of:
    - (i) boiler and pressure vessel inspectors under IC 22-15-6-5; and
    - (ii) an owner or user boiler and pressure vessel inspection agency under IC 22-15-6-6.
  - (D) Licensing of elevator contractors, elevator inspectors, and elevator mechanics under IC 22-15-5-6 through IC 22-15-5-16.
- (2) Make substantive, administrative, and technical changes to implement the new fee schedules.

Questions and/or public comments are invited and may be directed to the Department of Fire and Building Services,

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Attention: Technical Services, Indiana Government Center-South, 402 West Washington Street, Room W246, Indianapolis, Indiana 46204, or by e-mail at [eblakey@sema.state.in.us](mailto:eblakey@sema.state.in.us). Statutory authority: IC 22-12-6-6 (and amendments to this section contained in Senate Bill 488 and/or House Bill 1062); IC 22-13-2-13.

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### TITLE 836 INDIANA EMERGENCY MEDICAL SERVICES COMMISSION

LSA Document #02-91

Under IC 4-22-2-23, the Indiana Emergency Medical Services Commission intends to adopt a rule concerning the following:

**OVERVIEW:** Amends 836 IAC 1, 836 IAC 2, 836 IAC 3, and 836 IAC 4 to revise, clarify, and correct the certification and training requirements and the definitions applicable to emergency medical service personnel, providers, air ambulances (rotocraft and fixed wing), and vehicles (transport and nontransport). Also adds 836 IAC 2-7.2, 836 IAC 4-6.1, and 836 IAC 4-7.1 to establish new certification and training requirements for advanced emergency medical technician intermediate personnel and providers. Questions or comments on the adoption may be directed by mail to the Indiana Emergency Medical Services Commission, Indiana Government Center-South, 302 West Washington Street, Room E208, Indianapolis, Indiana 46204 or by electronic mail to [rstamp@sema.state.in.us](mailto:rstamp@sema.state.in.us). Statutory authority: IC 16-31-2-7; IC 16-31-3-14; IC 16-31-3-14.5; IC 16-31-3-20.

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